

**Senate File 87 - Introduced**

SENATE FILE 87

BY KINNEY

**A BILL FOR**

1 An Act relating to carrying weapons on school grounds by a  
2 certified peace officer or a reserve peace officer.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 724.2A, Code 2017, is amended to read as  
2 follows:

3 **724.2A Peace officer defined and reserve peace officer —**  
4 **defined.**

5 As used in sections 724.4, 724.6, and 724.11 regarding  
6 ~~obtaining or renewing a permit for the carrying of weapons,~~  
7 "peace officer" means a certified "peace officer" and includes a  
8 reserve peace officer as defined in section 80D.1A.

9 Sec. 2. Section 724.4, subsection 4, paragraph b, Code 2017,  
10 is amended to read as follows:

11 *b.* A peace officer, when the officer's duties require the  
12 person to carry such weapons, or as provided in section 724.6.

13 Sec. 3. Section 724.6, subsection 1, Code 2017, is amended  
14 to read as follows:

15 1. *a.* A person may be issued a permit to carry weapons when  
16 the person's employment in a private investigation business  
17 or private security business licensed under chapter 80A, or a  
18 person's employment as a peace officer, correctional officer,  
19 security guard, bank messenger or other person transporting  
20 property of a value requiring security, or in police work,  
21 reasonably justifies that person going armed.

22 *b.* The permit shall be on a form prescribed and published  
23 by the commissioner of public safety, shall identify the  
24 holder, and shall state the nature of the employment requiring  
25 the holder to go armed. A permit so issued, other than to  
26 a peace officer, shall authorize the person to whom it is  
27 issued to go armed anywhere in the state, only while engaged  
28 in the employment, and while going to and from the place of the  
29 employment.

30 *c.* A permit issued to a ~~certified~~ peace officer shall  
31 authorize that peace officer to go armed anywhere in the state  
32 at all times, including on the grounds of a school.

33 *d.* Permits shall expire twelve months after the date  
34 when issued except that permits issued to peace officers and  
35 correctional officers are valid through the officer's period of

1 employment unless otherwise canceled. When the employment is  
2 terminated, the holder of the permit shall surrender it to the  
3 issuing officer for cancellation.

4 EXPLANATION

5 The inclusion of this explanation does not constitute agreement with  
6 the explanation's substance by the members of the general assembly.

7 This bill relates to carrying weapons on school grounds by a  
8 certified peace officer or a reserve peace officer.

9 The bill provides that a certified peace officer or reserve  
10 peace officer does not commit the criminal violation of  
11 unlawfully carrying weapons on school grounds in violation of  
12 Code section 724.4B, if the officer possesses such a weapon and  
13 possesses a professional permit to carry weapons, even if the  
14 officer's duties do not require the officer to carry such a  
15 weapon.

16 Current law specifies that a peace officer, while acting  
17 within the official duties of the officer, may possess a weapon  
18 on school grounds.

19 A person who commits the offense of unlawfully carrying  
20 weapons on school grounds commits a class "D" felony. A class  
21 "D" felony is punishable by confinement for no more than five  
22 years and a fine of at least \$750 but not more than \$7,500.